

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

BCS SOFTWARE, LLC,

Plaintiff,

v.

ZOHO CORPORATION

Defendant.

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Civil Action No. 6:21-CV-00051-ADA

**DECLARATION OF PHILLIP J. HAACK
IN SUPPORT OF ZOHO CORPORATION’S MOTION TO TRANSFER**

I, Phillip J. Haack, declare as follows:

1. I am an attorney licensed to practice law in the State of California and am a partner with the law firm of Marton Ribera Schumann & Chang LLP, counsel for plaintiff Zoho Corporation (“Zoho”) in this matter. I submit this declaration in support of Zoho’s Motion to Transfer Venue to the Austin Division. I have personal knowledge of the facts set forth herein unless otherwise indicated, and if called to testify, I could and would testify competently thereto.

2. Exhibit A is a true and correct copy of a printout of the home page of WacoWork, <https://wacowork.com>, as of March 7, 2021.

3. Exhibit B is a true and correct copy of the web page at <https://members.wacowork.com/account/memberships/change>, as of March 7, 2021.

4. Exhibit C is a true and correct copy of the web page found at <http://www.bcs-software.com/> as of March 15, 2021.

5. Exhibit D is a true and correct copy of the web page found at <http://www.bcs-software.com/patented-portfolio> as of March 15, 2021.

6. Exhibits E and F are true and correct copies of records downloaded from the Texas Secretary of State Business Organizations Inquiry website on March 15, 2021.

7. Exhibits G and H are true and correct copies of records downloaded from the Texas Comptroller of Public Accounts website on March 15, 2020

8. Exhibit I is a true and correct copy of the LinkedIn profile of Marlena Fitts downloaded from LinkedIn.com on March 7, 2021.

9. Exhibit J is a true and correct copy of U.S. Patent No. 8,819,120 B1.

I declare under penalty of perjury under the laws of the United States of America that the foregoing statements are true and correct. Executed this 30th day of March 2021 in San Francisco, CA.

/s/ Phillip J. Haack

Phillip J. Haack